

ASSEMBLY BILL

No. 2534

Introduced by Assembly Member Fuentes

February 19, 2010

An act to add Section 38573 to the Health and Safety Code, relating to air pollution.

LEGISLATIVE COUNSEL'S DIGEST

AB 2534, as introduced, Fuentes. California Global Warming Solutions Act of 2006: allowance revenues: impacted communities.

The California Global Warming Solutions Act of 2006 designates the State Air Resources Board as the state agency charged with monitoring and regulating sources of emissions of greenhouse gases. The state board is required to adopt a statewide greenhouse gas emissions limit equivalent to the statewide greenhouse gas emissions level in 1990 to be achieved by 2020, and to adopt rules and regulations in an open public process to achieve the maximum technologically feasible and cost-effective greenhouse gas emission reductions. The state board is authorized to adopt market-based compliance mechanisms, as defined, meeting specified requirements to be used for compliance with those regulations. The state board is required, before including any market-based compliance mechanism, to maximize additional environmental and economic benefits for California, as appropriate.

This bill would authorize the state board to establish a fund, to deposit a portion of revenues from the distribution of allowances, as defined, received pursuant to market-based compliance mechanisms, for expenditure on communities experiencing increased exposure to air pollutants to the extent that the state board establishes that the increased

exposure to air pollutants is caused by the implementation of the market-based compliance mechanism regulation.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 38573 is added to the Health and Safety
2 Code, to read:
3 38573. If the state board allows the use of market-based
4 compliance mechanisms pursuant to Section 38570, and that use
5 results in the state receiving revenues from the distribution of
6 allowances, the state board may establish a fund, and deposit a
7 portion of these revenues for expenditure on communities
8 experiencing increased exposure to air pollutants to the extent that
9 the state board establishes that the increased exposure to air
10 pollutants is caused by the implementation of the market-based
11 compliance mechanism regulation. Moneys shall be transferred to
12 communities, upon appropriation by the Legislature, and shall be
13 used solely for environmental remediation and to ensure that
14 greenhouse gas emission reduction measures complement efforts
15 to reduce air pollution and toxic air contaminants as required by
16 this division.

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